

U.S. Department of Justice
United States Marshals Service**PROCESS RECEIPT AND RETURN**

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF BARTLETT HOTELS, a California Limited Partnership, dba HALF MOON ANCHORAGE	COURT CASE NUMBER 07CV 2097 L (BLM)
DEFENDANT MIV CLAIRE IRENE, a 1968 OWENS MOTORCYCLE, APPROX 40-Feet in length and 11-Feet in Beam, CA DMV 8243	TYPE OF PROCESS IN REM PUBLICATION
NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Please Publish Notice in Daily Transcript	
ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 2131 Third Ave, San Diego, CA 92101	

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

Weiss & Jones
Attn: Philip Weiss, Esq.
1551 Shelter Island Drive
San Diego, CA 92106

Number of process to be served with this Form - 285

Number of parties to be served in this case

Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold

Please publish notice of Vessel Arrest in the Daily Transcript as statutorily mandated.
Thank you.

Signature of Attorney or other Originator requesting service on behalf of:

☒ PLAINTIFF
☐ DEFENDANT

TELEPHONE NUMBER

619-225-8884

DATE

10.30.07**SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE**

I acknowledge receipt for the total number of process indicated.
 (Sign only first USM 285 if more than one USM 285 is submitted)

Total Process

1

District of Origin

98

District to Serve

98

Signature of Authorized USMS Deputy or Clerk

[Signature]

Date

11/07/07

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

Date of Service

2-06-08

Time

8:47

am

pm

Signature of U.S. Marshal or Deputy

[Signature]

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
	8.00	8.00				

REMARKS:

ORIGINAL

1 WEISS & JONES
 2 Philip E. Weiss, Esq.
 3 1551 Shelter Island Drive
 4 San Diego, California 92106
 5 Telephone: (619) 225-8884
 6 Facsimile: (619) 225-8801

7 Attorneys for Plaintiff
 8 Bartell Hotels, a California Limited Partnership,
 9 dba Half Moon Anchorage
 10

11 UNITED STATES DISTRICT COURT
 12 SOUTHERN DISTRICT OF CALIFORNIA
 13

14 BARTELL HOTELS, a California Limited
 15 Partnership, dba THE DANA ON MISSION
 16 BAY,

17 Plaintiff,

18 v.

19 M/Y CLAIRE IRENE, a 1968 Owens Motor
 20 Yacht of Approximately 40-Foot In Length And
 21 11-Foot In Beam, Bearing California D.M.V.
 22 Registration No. CF 8646 ED, AND ALL OF
 23 HER ENGINES, TACKLE, ACCESSORIES,
 24 EQUIPMENT, FURNISHINGS AND
 25 APPURTENANCES, *in rem*,

26 Defendant.
 27

Case No. 07CV2097

IN ADMIRALTY

NOTICE OF VESSEL ARREST

IN ADMIRALTY

F.R.C.P. Supplemental Admiralty
 Rules C and E.

46 U.S.C. Sections 30101-31343

28 NOTICE IS HEREBY GIVEN pursuant to Rules C and E of the Supplemental
 Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure
 and Local Rules of the United States District Court in and for the Southern District of
 California that on the 6 day of February, 2008, the United States Marshal arrested,
 seized and took into its possession the Defendant Vessel M/Y CLAIRE IRENE, a 1968
 Owens Motor Yacht of Approximately 40-Foot In Length And 11-Foot In Beam, Bearing
 California D.M.V. Registration No. CF 8646 ED, and all of her engines, tackle, accessories,
 equipment, furnishings, and appurtenances, etc., for the causes set forth in the Verified

1 Complaint, to wit: Trespass, Breach of Contract for Necessaries, and Quantum Meruit, now
2 pending in the United States District Court for the Southern District of California, at San
3 Diego.

4 The amount demanded in the Verified Complaint is \$4,389.00, plus the minimum sum
5 of \$60.00 per day, beginning September 21, 2007 and continuing until such time as the
6 DEFENDANT VESSEL is either removed from PLAINTIFF's premises or until she is taken
7 into custody by the U.S. Marshal, pursuant to Order of this Court, plus prejudgment interest,
8 plus *custodia legis* expenses and all other costs of suit, no part of which has been paid.

9 This arrest was made pursuant to an Order and Warrant for Arrest issued by the Clerk
10 of the Court on or about February 1, 2008.

11 I hereby give notice to all persons claiming any interest in said DEFENDANT
12 VESSEL, or having anything to say why the same should not be condemned and forfeited,
13 that they must file their claims pursuant to Rule C(6), Supplemental Rules to the Federal
14 Rules of Civil Procedure, with the Clerk of the United States District Court, at San Diego,
15 and serve a copy of it on attorneys for Plaintiff, WEISS & JONES, within ten days after the
16 date of first publication, or within such additional time as the Court may allow, and must
17 serve their answers within twenty days after the filing of their claims, and that all interested

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1 persons should file claims and answers within the times so fixed; otherwise, default will be
2 entered against any such person not so complying.

3 DATED: February 6, 2008

4 STEVEN C. STAFFORD

5 ACTING United States Marshal

6
7 By: 

8 DEXTER VILAIN
9 Deputy U.S. Marshal

10 SUBMITTED ON October 31, 2007 BY:

11 WEISS & JONES

12
13 By: 

14 Philip E. Weiss, Esq.
15 Attorneys for Plaintiff
16 Bartell Hotels,
17 a California Limited Partnership,
18 dba Half Moon Anchorage
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